

**FILED ELECTRONICALLY**

Patent Application

Docket No. Kelly 102N

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Haydn Kelly CONF. NO.: 7779  
SERIAL NO.: 10/591,138 ART UNIT: 3711  
FILED: 08/29/2006 EXAMINER: Ricci, John A

FOR: Ball Propelling Machine

Registered Patent Attorney: Steven A. Nielsen, Reg. No. 54,699 Customer No. 45004

**AMENDMENT "A" and RESPONSE to Office Action of October 21, 2008**

VIA EFS & FAX (571 273-8300)

January 16, 2009

COMMISSIONER FOR PATENTS  
Mail Stop: Amendments  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Responsive to the non final Official Action mailed on October 21, 2008, the following amendments and remarks are respectfully submitted in connection with the above-referenced application.

**A Listing of Claims** being on page 2 of this paper.

**Remarks/Arguments** begin on page 10 of this paper.

	Claims remaining after Amendment		Highest number previously purchased		Present extra
Total	24	-	28	=	0
Independent	6	-	5	=	1